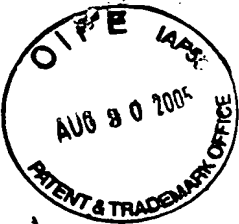


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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Mark B. Lyles  
Serial No.: 10/626,793  
Date Filed: July 24, 2003  
Group Art Unit: 1635  
Examiner: Richard A. Schnizer  
Title: **NUCLEIC ACID BIOMATERIALS AND  
METHODS OF FORMATION AND USE**

MAIL STOP AMENDMENTS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail No. **EV628932706US** in an envelope addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August 30, 2005.

  
Jason Irby

Dear Sir:

**INFORMATION DISCLOSURE STATEMENT**

Applicant respectfully requests pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, that the reference listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified application. A copy of the reference is enclosed for the Examiner's convenience. Applicant submits that the item contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. Furthermore, pursuant to 37 C.F.R. §§1.97(g) and (h), no representation is made that this reference is material to the patentability of the present application.

Applicant believes no fee is due at this time, however the Commissioner is hereby authorized to charge any additional fees to Deposit Account No. 50-2148 of Baker Botts L.L.P.

If there are any matters concerning this Application that may be cleared up in a telephone conversation, please contact Applicant's attorney at 512.322.2606.

Respectfully submitted,

BAKER BOTTS L.L.P.  
Attorneys for Applicant

A handwritten signature in black ink, reading "Bruce W. Slayden II" with a stylized flourish at the end.

Bruce W. Slayden II  
Reg. No. 33,790

Date: August 30, 2005

Correspondence Address:

Customer Number **31625**

512.322.2606

512.322.8306 (Fax)

PTO-1449  <b>Information Disclosure Statement</b> <b>in an Application</b>	Application No.	Applicant(s)	
	10/626,793	Mark B. Lyles	
	Docket Number	Group Art Unit	Filing Date
	068351.0138	1635	July 24, 2003

## U.S. PATENT DOCUMENTS

	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
A.						
B.						
C.						
D.						
E.						
F.						
G.						
H.						
I.						
J.						
K.						
L.						
M.						
N.						

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
O.							
P.							
Q.							
R.							
S.							
T.							
U.							

## NON-PATENT DOCUMENTS

	DOCUMENT (Including Author, Title, Source, and Pertinent Pages)	DATE
V.	PCT International Search Report and Written Opinion of the International Searching Authority of International Application Number PCT/US04/23366, 10 pages	Mailing Date July 5, 2005
W.		
X.		

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.